

MINUTES OF A MEETING
OF THE
OKLAHOMA MOTOR VEHICLE COMMISSION

In conformity with the Oklahoma Open Meeting Act, advance notice of this amended regular meeting was transmitted to the Oklahoma Secretary of State on July 7, 2022. Public notice of this meeting, together with the agenda, was posted in prominent public view on the front door of the Northwest Office Center, 4334 NW Expressway, Oklahoma City, on July 18, 2022 prior to 10am, and, announcement of the Board meeting and agenda were posted on the OMVC website www.omvc.ok.gov on July 18, 2022 prior to 10am.

The Oklahoma Motor Vehicle Commission met in Regular session at 10:00 am, on July 19, 2022. Chair Curtis Hayes called the meeting to order. A roll call was held; members present were Ervin Randle, Jim Norton, Cassie McGlothlin, Jeromey Clayton, Megan Vance Ochs and Curtis Hayes. Commissioners Fred Harlan, Fred Malone and Eric Stuteville were absent.

The Acting Chair announced that there were enough members present to constitute a quorum. Also present were Brad Bailey, Executive Director, Marilyn Maxwell, Deputy Director and Sandra Balzer, Assistant Attorney General.

Each Commission Member had received a copy of the **Minutes** of the June 14, 2022 Commission Meeting. Megan Vance Ochs made a motion, seconded by Jim Norton, to approve the Minutes as submitted. The Chair called for a roll call vote; votes were as follows:

Ervin Randle – aye	Jim Norton – aye	Cassie McGlothlin – aye
Jeromey Clayton – aye	Megan Vance Ochs – aye	Curtis Hayes – aye

Motion passed unanimously.

The **Claims** and **Financial Reports** for the month of June 2022 were presented by the Deputy Director. A motion to approve both the payment claims and financial reports as submitted by the Deputy Director was made by Jim Norton, seconded by Megan Vance Ochs. The Chair called for a roll call vote; votes were as follows:

Ervin Randle – aye	Jim Norton – aye	Cassie McGlothlin – aye
Jeromey Clayton – aye	Megan Vance Ochs – aye	Curtis Hayes – aye

Motion passed unanimously.

Review and Possible Action on Agreed Scheduling Order for Howard-GM II, Inc. dba Smicklas Chevrolet v. General Motors LLC. The Executive Director reviewed information for the Commissioners regarding the Termination Notice from General Motors originally filed with OMVC on Sept. 21, 2020 and the Timely Notice of Protest that was filed in response by the dealership. The Director shared that legal counsel for both parties had jointly submitted a proposed scheduling order for consideration by the Commission and reviewed the timeline of events leading up to submission of the scheduling order. The Commission expressed concern about the length of time that has passed since the initial filing of the termination notice and if the data presented to support the termination action will be relevant to recent market conditions due to impact of the

Coronavirus Pandemic on manufacturers and dealers. Jim Norton made a motion, seconded by Megan Vance Ochs, to defer action on the proposed scheduling order until a signed copy was ready to present to the Commission. The Chair called for a roll call vote; votes were as follows:

Ervin Randle – aye
Jeromey Clayton – aye

Jim Norton – aye
Megan Vance Ochs – aye

Cassie McGlothlin – aye
Curtis Hayes – aye

Motion passed unanimously.

Executive Director's Report:

The Executive Director presented the Consumer Complaint report. There were six new written complaints, with two carryover complaints that had been resolved since the last meeting. As part of the discussion of complaints Jim Norton asked the Executive Director to begin listing informal issues that are received by telephone but addressed and/or resolved before moving to the level of formal complaint in order to identify trends in the market. It was established that the Executive Director will keep a call and action log so these informal complaints could be shared at future Commission meetings.

The Executive Director discussed other agency activities, specifically the current situation with Thentia as OMVC's licensing system developer and reminded the Commissioners that Thentia should be issuing a credit for delayed development and moving forward in August with a new start regarding planning and development.

Initial License Applications:

The Deputy Director presented an update of applications completed since the last meeting along with applications still pending. The following License Applications were then presented for consideration and action:

MANUFACTURERS AND DISTRIBUTORS:

- a. GEM WAEV, LLC dba GEM – Anaheim, CA
Application for Manufacturer of GEM LSVs
Director recommended approval
- b. Super Vacuum Manufacturing – Fort Collins, CO
Application for Manufacturer of SVI Trucks
Director recommended approval
- c. Volcon ePowersports – Round Rock, TX
Application for Manufacturer of Volcon Electric Powersports
Director recommended approval

DEALERS:

- d. Atwood Distributing LP - Mustang, OK
Application for New Dealerships for Massimo & Coleman Powersports
Director recommended approval
- e. Camperland of Oklahoma - Sapulpa, OK
Application for Addition of Tellaro & Rize Class B and Ace Class A Motor Homes
Director recommended approval
- f. Camperland of Oklahoma, LLC - Tulsa, OK
Application for Addition of Ace Class A Motor Homes
Director recommended approval
- g. Extreme Work & Play - Poteau, OK
Application for New Dealerships for Polaris, Can Am & Kawasaki Powersports
Director recommended approval pending receipt of Dealer Agreements
- h. Fifth Gear Cycle - Broken Arrow, OK
Application for Addition of Greenger Powersports
Director recommended approval
- i. Fun Town RV OK, LLC - Oklahoma City, OK
Application for New Dealership for Forest River, Heartland RV, Cruiser RV,
Gulf Stream Coach & Keystone RV Towables
Director recommended approval
- j. Genuine RV & Powersports - Idabel, OK
Application for Purchase of Existing Dealer Point for Keystone, Forest River, Grand
Design, Alliance & Sunset Park RV Towables, Polaris & Hisun Powersports
Director recommended approval pending receipt of Dealer Agreements
- k. John Holt Auto Group - Chickasha, OK
Application for Change of Dealer and Minority Ownership
Director recommended approval
- l. Kirby Smith Machinery - Oklahoma City, OK
Application for Addition of Global Street Sweepers
Director recommended approval
- m. Kirby Smith Machinery - Tulsa, OK
Application for Addition of Global Street Sweepers
Director recommended approval pending receipt of Dealer Agreements
- n. Kirby Smith Machinery - McAlester, OK
Application for New Dealer Point for National Crane & Global Street Sweepers
Director recommended approval pending receipt of Dealer Agreements

- o. Riverbike of Oklahoma, Inc dba LiveWire Oklahoma City - Oklahoma City, OK
Application for Addition of LiveWire Electric Motorcycles
Director recommended approval
- p. Wade's RV Supercenter of Goldsby - Goldsby, OK
Application for Addition of Keystone RV Towables
Director recommended approval

A motion was made by Ervin Randle, seconded by Jeromey Clayton, to approve all applications as submitted by the Director. The Chair called for a roll call vote; votes were as follows:

Ervin Randle – aye	Jim Norton – aye	Cassie McGlothlin – aye
Jeromey Clayton – aye	Megan Vance Ochs – aye	Curtis Hayes – aye

Motion passed unanimously.

The Chair asked if there was any **New Business**. There being no New Business, the meeting was adjourned.

Approved by: _____ Date: _____